

**BOARD OF SUPERVISORS MEETING
MONDAY, NOVEMBER 16, 2020
6:00 P.M.**

The Appomattox County Board of Supervisors held a scheduled meeting on Monday, November 16, 2020 at 6:00 p.m. in the Board of Supervisors meeting room located at 171 Price Lane, Appomattox, Virginia.

Appomattox County Board of Supervisors

Present:

Watkins M. Abbitt	Piney Mountain District
Samuel E. Carter	Courthouse District
John F. Hinkle	Falling River District
Trevor L. Hipps	Wreck Island District
William H. Hogan	Appomattox River District

Also, Present:

Susan M. Adams, County Administrator
Tom Lacheney, County Attorney
John Spencer, Information Systems Manager/Purchasing Agent
Johnnie Roark, Community Development Director
Wanda McCormick, Administrative Assistant/Accounts Payable Clerk
Kayla Marshall, Finance Office Administrator
Ace Bailey, IT Manager

CALL TO ORDER – Chairman Carter called the meeting to order at 6:00 p.m.

Pledge of Allegiance

Innovation – Mr. Hinkle

SETTING OF AGENDA

Mrs. Adams requested that the Agenda be amended to include the October 19, 2020 Board of Supervisors Meeting minutes and the revised “newly” approved projects from the CARES Committee. Motion made by Mr. Hinkle, seconded by Mr. Hogan and carried with all members present, voting yes to approve the Setting of Agenda, as amended.

WORK SESSION

Mr. Robert G. Crockett, President of Advantus Strategies and Ms. Susan Seward, both representing the Rural Solar Development Coalition appeared before the Board and gave an update on solar farm legislation and associated activities.

CLOSED SESSION

Mr. Lacheney, County Attorney, read the following Resolution authorizing a Closed Meeting:

WHEREAS, the Board of Supervisors of Appomattox County desires to discuss in Closed Meeting the following matter(s):

- Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the

business' or industry's interest in locating or expanding its facilities in the community.

- WHEREAS, pursuant to: §2.2-3711(A)(5) of the Code of Virginia, such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Appomattox County does hereby authorize discussion of the aforestated matters in Closed Meeting.

Motion made by Mr. Abbitt, seconded by Mr. Hinkle and carried with all other members present voting yes to enter into closed session at 6:30 p.m.

Mrs. Wanda McCormick read the following closed session certification at 6:50 p.m.: To the best of your knowledge, were the only matters discussed in the closed meeting public business matters lawfully exempted from open meeting requirements, and that only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the closed meeting. Mrs. McCormick called for a roll call vote: Mr. Hipps, yes; Mr. Hogan, yes; Mr. Carter, yes; Mr. Hinkle, yes; Mr. Abbitt, yes.

CITIZEN PUBLIC COMMENT PERIOD

Ms. Karen Angulo who resides in Concord Virginia appeared before the Board to endorse a Resolution to nullify Governor Northam's recent executive order limiting indoor and outdoor gatherings to no more than 25 people. She also recommended to the Board that the \$5.00 e-ticket fee on the Agenda be only for convictions; and requested clarification on the Registrar's Grant as to why funds were being supplemented.

Mr. Christian Raymond who resides at 285 Clark Road, Appomattox Virginia appeared before the Board to request that the Agenda be amended to add and pass the Resolution to nullify Governor Northam's executive order, as written.

APPEARANCES

Mr. Don Jones appeared before the Board and provided an update on the Small Business Incentive Gift Card program.

PUBLIC HEARING (7:00 P.M.)

Amendment to the FY 2021 Budget, School CARES Act Funding

At 7:02 p.m. after due notice was given, Chairman Carter called the Public Hearing to order. There being no comments, the Public Hearing was adjourned at 7:04 p.m.

Motion made by Mr. Hogan, seconded by Mr. Hinkle to amend the FY 2021 budget to appropriate and supplement grant funds totaling \$1,002,244.52 (\$387,600.00 from the Virginia Department of Education, Coronavirus Relief Fund; \$443,805.26 CARES Act and \$170,839.26 Elementary and Secondary School Emergency Relief, ESSER Fund and the Governor's Emergency Education Relief, GEER Fund to Appomattox County Public Schools.) Chairman Carter called for a roll call vote: Mr. Hogan-yes; Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Abbitt-yes; Mr. Carter-yes.

Amendment to Zoning Ordinance, Section 19.6-97.2 (2) Visual Impacts, Setbacks and Buffering

At 7:05 p.m. after due notice was given, Chairman Carter called the Public Hearing to order. There being no comments, the Public Hearing was adjourned at 7:07 p.m.

Motion made by Mr. Abbitt, seconded by Mr. Hinkle to adopt the Ordinance amending the Code of Appomattox County, Title 19 (Lane Use and Development) Chapter 19.6 (Zoning), Section 19.6-97.3-Visual Impacts, Setbacks and Buffering as it relates to a Utility-Scale Solar Energy Farm. Chairman Carter called for a roll call vote: Mr. Hogan-yes; Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Abbitt-yes; Mr. Carter-yes.

Amendment to the Comprehensive Plan

At 7:10 p.m. after due notice was given, Chairman Carter called the Public Hearing to order. There being no comments, the Public Hearing was adjourned at 7:12 p.m.

Motion made by Mr. Hinkle, seconded by Mr. Abbitt to adopt the Resolution to amend the Comprehensive Plan of Appomattox County in accordance with Virginia Code Section 15.2-2229, hereby amending the Future Land Use Map, as part of the Growth Management Section. The land area known as Tax Map Identification Numbers 76 (A) 50, 52, 59, 60, 63A, and 104 totaling 85.31 acres will display as a Rural Preservation Area. Chairman Carter called for a roll call vote: Mr. Hogan-yes; Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Abbitt-yes; Mr. Carter-yes.

ACTION ITEMS

CARES Committee Report

Mr. Hogan provided the Board with an update from the CARES Committee on “newly” approved projects, (\$462,496.00) and CARES expense supplemental requests, (\$756,214.63).

Motion #1 made by Mr. Hogan, seconded by Mr. Abbitt to approve the new CARES projects in the amount of \$462,496.00. Chairman Carter called for a roll call vote: Mr. Hogan-yes; Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Abbitt-yes; Mr. Carter-yes.

Motion # 2 made by Mr. Hogan, seconded by Mr. Hinkle to appropriate and supplement \$756,214.63 back into the department line items. Chairman Carter called for a roll call vote: Mr. Hogan-yes; Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Abbitt-yes; Mr. Carter-yes.

Schedule Public Hearing for E-Ticket Fee Ordinance

Motion made by Mr. Hogan, seconded by Mr. Hinkle and carried with all members present, voting yes to authorize staff to schedule and advertise a Public Hearing for Monday, December 21, 2020 at 7:00 p.m. to receive comments on the proposed Fee Ordinance pursuant to VA Code 17.1-279.1.

Commissioner of the Revenue Refund Requests

Motion made by Mr. Abbitt, seconded by Mr. Hogan to approve first half 2020 Personal Property tax refund to FM Trust in the amount of \$711.88. Chairman Carter called for a roll call vote: Mr. Hogan-yes; Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Abbitt-yes; Mr. Carter-yes.

Joint Board of Supervisors/School Board Meeting

Motion made by Mr. Abbitt, seconded by Mr. Hogan and carried with all members present, voting yes to schedule February 11, 2021 and June 10, 2021 as joint meeting dates with the School Board.

CONSENT AGENDA

Invoices Submitted for Payment

Please review the attached invoices and approve for payment:

October 29, 2020 - CARES Business Stimulus	\$186,525.00
November 6, 2020	\$24,710.84
November 13, 2020 - CSA	\$236,055.03
November 16, 2020	\$787,453.00
TOTAL:	\$1,234,743.87

STAFF RECOMMENDATION: Please review and consider approval of the attached invoices for payment.

CARES Business Stimulus

Please supplement by consent and appropriate the following:

1101-5815 CARES Business Stimulus **\$107,910.19**

RE: Funds received from the sales of Local Gift Card Program.

STAFF RECOMMENDATION: No new local funds are required.

Public Utilities - Waterline

Please supplement by consent and appropriate the following:

082-1800-5898	Water (Wholesale)	\$38,661.57
082-1800-5203	Telecommunications	\$882.68
082-1800-5101	Electrical Services	\$163.45
082-1800-3004	Maintenance - Annual Elevated Tower Fee	\$19,100.00
TOTAL		\$58,807.70

RE: Reimbursement from the Town of Appomattox for July, August and September 2020 Campbell County Utilities & Service Authority water contract, electrical services, telecommunications and annual elevated tower fee. STAFF RECOMMENDATION: No new local funds are required.

J. Robert Jamerson Memorial Library

Please supplement by consent and appropriate the following:

7301-5401	Office Supplies	\$312.25
7301-5411	Books	\$68.00
7301-5415	Summer Reading	\$0.50
TOTAL:		\$380.75

STAFF RECOMMENDATION: No new local funds are required.

County Administration

Please supplement by consent and appropriate the following:

1201-5201	Postage	\$80.74
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RE: Refund from Pitney Bowes for overpayment. Invoice was charged on County credit card and also paid by check. STAFF RECOMMENDATION: No new local funds are required.

Department of Social Services

Please supplement by consent and appropriate the following:

5301-2002 VRS \$11,032.44

5301-2006 Group Life \$804.25

5301-2002 ICMA-RC \$1,166.20

TOTAL: \$13,002.89

RE: Reimbursement for October, 2020 payroll deductions.

STAFF RECOMMENDATION: No new local funds are required.

Circuit Court - Law Library

Please transfer by consent **\$88.08** from the Law Library Fund to the General Fund and supplement to the following:

2101-5804 Law Library **\$88.08**

RE: Purchase of law books by the Circuit Court Clerk for the Law Library.

STAFF RECOMMENDATION: Transfer the requested funds from the Law Library Fund to the General Fund and supplement \$88.08 to 2101-5804.

Sheriff's Department

Please supplement by consent and appropriate the following:

3102-5408 Vehicle Equipment/Gas Supply **\$2,808.00**

RE: Reimbursement from VACORP Claims for damages/repairs to a 2020 Ford Explorer (\$1,328.60) and 2014 Dodge Charger (\$1,479.40). STAFF RECOMMENDATION: No new local funds are required.

Electoral Board

Please supplement by consent and appropriate the following:

1301-8002 Bldgs./Equipment **\$9,508.00**

RE: Election COVID Response Grant funds received from The Center for Technology & Civic Life. STAFF RECOMMENDATION: No new local funds are required.

Economic Development

Please appropriate by consent and supplement the following:

8105-6007 Special Projects **\$39,969.82**

RE: Tobacco Commission grant funds received for the Shentel Susie Alice Broadband project. STAFF RECOMMENDATION: No new local funds are required.

Motion made by Mr. Hogan, seconded by Mr. Hinkle to approve the Consent Agenda, as amended to include the October 19, 2020 Board of Supervisors Meeting Minutes. Chairman Carter called for a roll call vote: Mr. Hogan-yes; Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Abbitt-yes; Mr. Carter-yes.

ATTORNEY'S REPORT

Mr. Tom Lacheney provided the Board with an update on the proposed EMS Billing Ordinance.

Motion made by Mr. Abbitt, seconded by Mr. Hinkle and carried with all members present, voting yes to allow staff to schedule and advertise a Public Hearing for Monday, December 21, 2020 at 7:00 p.m. to receive comments on the proposed EMS Billing Ordinance.

Mr. Tom Lacheney also discussed with the Board the Virginia Code section 15.2-1508 which allows localities to provide employee bonuses. The CARES committee has recommended that bonuses be provided to those employees, (law enforcement and code enforcement) who have served in hazardous positions during the COVID pandemic.

Motion made by Mr. Hogan, seconded by Mr. Abbitt and carried with all members present, voting yes to allow staff to schedule and advertise a Public Hearing for Monday, December 21, 2020 at 7:00 p.m. to receive comments on the proposed Employee Bonus Ordinance.

ADMINISTRATOR'S REPORT

Mrs. Susan Adams, County Administrator reported to the Board the following information:

- Agenda Items #10 and #11 are informational appointment items for the December 21, 2020 meeting.
- County Waste may attend the December Board meeting pending travel regulations.
- November 29th @ 5:30 p.m. – Lighting of Courtland Festival Park
- December 5th – Experience The Holidays with Parade @ 11:00 a.m. with activities in Courtland Festival Park
- The loss of a former Board member, Mr. Russell Moore and the loss of Dr. Paul Harvey. Resolutions will be prepared to be presented to family members at the December Board of Supervisors meeting.
- County offices will be closing on November 25th @ 12:00 p.m., and closed on November 26th & 27th, 2020 for the Thanksgiving Holiday. Offices will reopen on Monday, November 30, 2020.

Mr. Jeff Shepherd with the County Maintenance Department appeared before the Board and provided an update on all maintenance projects completed since July, 2020.

REPORTS AND INFORMATIONAL ITEMS

Robert E. Lee Soil & Water Conservation District – September 24, 2020 Board of Directors Meeting Minutes.

SUPERVISORS CONCERNS

Mr. Hinkle expressed his apologies for the hundreds of emails and telephone calls received by Board members due to the Resolution that he has withdrawn.

Mr. Hipps thanked the 1st responders who rescued residents that were involved in flooding situations throughout the County.

Mr. Hogan also thanked the 1st responders, and expressed his condolences with the passing of Mr. Russell Moore who served on the Board of Supervisors.

UPCOMING MEETINGS

Monday, December 21, 2020 @ 6:30 PM

Regular Scheduled Meeting

Board of Supervisors Meeting Room

171 Price Lane, Appomattox, Virginia

ADJORNMENT

A motion made by Mr. Abbitt to adjourn the meeting @ 7:58 p.m.

Samuel E. Carter, Chairman